

07-09-03

2818  
\$

JENKINS  
WILSON  
& TAYLOR patent attorneys

RICHARD E. JENKINS

July 8, 2003

JEFFREY L. WILSON

ARLES A. TAYLOR, JR.

DAVID P. GLOEKLER

GREGORY A. HUNT

E. ERIC MILLS

BENTLEY J. OLIVE

CHRIS PERKINS, PH.D.\*

JAMES DALY IV, PH.D.\*\*

OF COUNSEL  
SOROJINI BISWAS

\*LICENSED ONLY IN CA

\*\*LICENSED ONLY IN NY

"Express Mail" mailing number ER 237503315 US

Date of Deposit July 8, 2003

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Bonnie S. Sheridan  
Bonnie S. Sheridan

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Re: U.S. Patent Application Serial No. 09/998,080 for  
M<sup>III</sup>N BASED MATERIALS AND METHODS AND  
APPARATUS FOR PRODUCING SAME  
Our Ref. No. 297/105/2

Sir:

Please find enclosed in connection with the subject U.S. patent application the following documents:

1. An Amendment Transmittal Form;
2. An Amendment C;
3. Supplemental Information Disclosure Statement;
4. Form PTO-1449 in duplicate;
5. Copies of cited references (22 references);
6. A return-receipt postcard to be returned to us with the U.S. Patent and Trademark Office filing stamp thereon; and
7. A Certificate of Express Mail No.: ER 237503315 US.

RECEIVED  
JUL 16 2003  
TECHNOLOGY CENTER 2818

tel 919.493.8000  
fax 919.419.0383

Jenkins, Wilson & Taylor, P.A.  
JenkinsWilsonTaylor.com

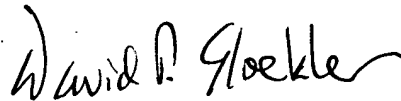
University Tower, Suite 1400 | 3100 Tower Boulevard | Durham, North Carolina 27707

Commissioner for Patents  
July 8, 2003  
Page 2

The Commissioner is hereby authorized to charge any fees associated with the filing of this correspondence to Deposit Account Number 50-0426.

Respectfully submitted,

JENKINS, WILSON & TAYLOR, P.A.



David P. Gloekler  
Registration No. 41,037

297/105/2 DPG/bss

Enclosures

Customer No. Bar Code:



25297

Patent Trademark Office



Pratitioner's D cket N . 297/105/2

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Cuomo et al.

Application No.: 09/998,080

Group No.: 2818

Filed: 11/30/2001

Examiner: David Nhu

For: M<sup>III</sup>N BASED MATERIALS AND METHODS AND APPARATUS FOR PRODUCING SAME

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an Amendment C for this application.

STATUS

2. Applicant is a small entity.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

**CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\***

*(When using Express Mail, the Express Mail label number is mandatory;  
Express Mail certification is optional.)*

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

☒ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

☐ with sufficient postage as first class mail.

37 C.F.R. § 1.10\*

☒ as "Express Mail Post Office to Addressee"

Mailing Label No. ER 237503315 US (mandatory)

TRANSMISSION

☐ facsimile transmitted to the Patent and Trademark Office, (703) \_\_\_\_\_

Signature

Bonnie S. Sheridan

Date: July 8, 2003

Bonnie S. Sheridan

*(type or print name of person certifying)*

\* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

### FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col. 1)	(Col. 2)	(Col. 3)	SMALL ENTITY			
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE		
TOTAL	50	- 59	= 0	x \$ 9.00	= \$	0.00	
INDEP.	3	- 6	= 0	x \$ 42.00	= \$	0.00	
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+ \$ 0.00	= \$	0.00	
				TOTAL ADDIT. FEE	\$	0.00	

No additional fee for claims is required.

### INFORMATION DISCLOSURE STATEMENT

5. Transmitted herewith is a Supplemental Information Disclosure Statement. This information is being submitted subsequent to the later of three months after the filing date of the present application or the mailing of a first Office Action on the merits, but before the mailing of a Final Action or the Notice.

Fee \$180.00

### FEE PAYMENT

6. Authorization is hereby made to charge the amount of \$180.00 to Deposit Account No. 50-0426.

Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.

A duplicate of this paper is attached.

Date: July 8, 2003

Reg. No.: 41,037

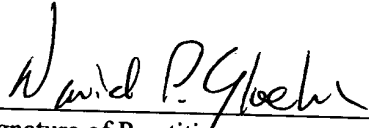
Tel. No.: 919-493-8000

Customer No. Bar Code:



25297

Patent Trademark Office

  
Signature of Practitioner

David P. Gloekler  
Jenkins & Wilson, P.A.  
Suite 1400 University Tower  
3100 Tower Boulevard  
Durham, NC 27707